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Sector

#3

February 7, 2001

BOX MISSING PARTS
Assistant Commissioner for Patents
and Trademarks
Washington, D.C. 20231

RE: Patent Application for: "METHODS AND APPARATUS FOR
IDENTIFYING ALLOSTERICALLY REGULATED RIBOZYMES"
Serial No: 09/666,870
Our File No.: 119927-1030

Dear Sir:

Enclosed for filing with regard to the referenced application, please find the following:

1. Copy of Notice to File Missing Parts of Nonprovisional Application;
2. Declaration;
3. Check in the amount of \$1,492.00;
4. Figures 4A and 4B; and
5. Return postcard.

Please file the above-referenced documents and return the date-stamped postcard to the undersigned. The Commissioner is hereby authorized to charge any additional fees due which may be required by this paper to Deposit Account No. 07-0153.

Thank you for your assistance. Should you have any questions, please call me.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Matthew E. Burr".

Matthew E. Burr
Reg. No. 37,591

Enclosures

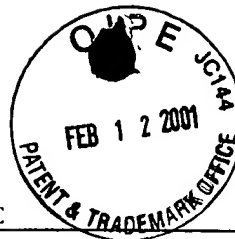
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GARDERE WYNNE SEWELL LLP

3000 Thanksgiving Tower, 1601 Elm Street, Dallas, Texas 75201 ■ 214.999.3000 Phone ■ 214.999.4667 Fax



UNITED STATES PATENT AND TRADEMARK OFFICE



COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/666,870	09/20/2000	Andrew Ellington	119927-1030

Gardere & Wynne LLP
3000 Thanksgiving Tower
1601 Elm Street
Dallas, TX 75201-4761

FORMALITIES LETTER



OC000000005535341

DOCKETED
Missing Parts/Connections to Filing Receipt
Due 1/7/01

Date Mailed: 11/07/2000

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 690 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$672.
 - \$594 for 33 total claims over 20.
 - \$78 for 1 independent claims over 3.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1492.

The following item(s) appear to have been omitted from the application:

- Figure(s) 4a-b described in the specification.

I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the Patent and Trademark Office (PTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (37 CFR 1.17(i))) with evidence of such deposit must be filed within TWO MONTHS of the date of this Notice. The petition fee will be refunded if it is determined that the item(s) was received by the PTO.

GARDERE WYNNE LLP
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01 FEB 01
02 FEB 01
03 FEB 01
22.00 CH 688.00
130.00 OP
594.00 OP

II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the PTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h)) requesting the later filing date must be filed within **TWO MONTHS** of the date of this Notice.

III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the PTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) or (b).** In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing date as of the date of deposit of the application papers in the PTO, and original application papers (i.e., the original disclosure of the invention) will include only those application papers present in the PTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above (thereby constructively electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the references in the specification to the drawing figures to correspond with any relabelled drawing figures, is required. Any drawing changes should be accompanied by a copy of the drawing figures showing the proposed changes in red ink. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution of the application.

A copy of this notice MUST be returned with the reply.



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY